



2 Feb

Application No. 10/052,961  
Filing Date January 18, 2002  
Inventor(s) Joseph R. Berger  
Group Art Unit 1617  
Examiner Name R. Travers  
Attorney Docket No. 44657-AAA-PCT-US/JPW/GJG/DNS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

May 14, 2004

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Sir:

This is a Request for Continued Examination under 37 C.F.R. § 1.114 of the above-identified application.

1. X Consider the unentered amendment/reply under 37 C.F.R. § 1.116 previously filed on March 5, 2004.
2. \_\_\_\_\_ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.
3. X Enclosed is/are  
\_\_\_\_ Amendment/Reply.  
\_\_\_\_ Affidavit(s)/Declaration(s).  
X Information Disclosure Statement (IDS).  
    X PTO-1449  
    X Copies of IDS Citations  
    X Other: Petition for a One Month Extension of Time.
4. X Small entity status under 37 C.F.R. § 1.27 is claimed.  
\_\_\_\_ A verified statement to establish small entity status is enclosed.  
    X A verified statement to establish small entity status was previously filed and such status is still proper and desired.
5. X A check in the amount of \$ 440.00 is enclosed.

05/18/2004 HRL111 00000071 10052961

385.00 OP  
55.00 OP  
01 FC:2801  
02 FC:2251

6.   X   The Commissioner is hereby authorized to charge the following fees, or credit any overpayment, to Deposit Account No. 03-3125.

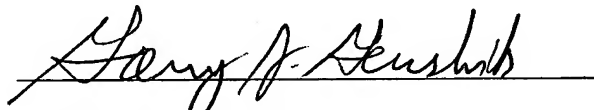
  X   RCE fee required under 37 C.F.R. § 1.17(e).

  X   Extension of time fee (37 C.F.R. §§ 1.136 and 1.17).

       Other fees \_\_\_\_\_.

7.   X   Three copies of this sheet are enclosed.

Respectfully submitted,



John P. White  
Registration No. 28,678  
Gary J. Gershik  
Registration No. 39,992  
Attorney for Applicant(s)  
Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, New York 10036  
(212) 278-0400



05-17-04

Rec'd/1617

Docket No. 44657-AAA-PCT-US/JPW/GJG/DNS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Joseph R. Berger  
Serial No.: 10/052,961 Group Art Unit: 1617  
Filed : January 18, 2002 Examiner: R. Travers  
For : A METHOD FOR AMELIORATING MUSCLE WEAKNESS/WASTING  
IN A PATIENT INFECTED WITH HUMAN IMMUNODEFICIENCY  
VIRUS-TYPE 1

1185 Avenue of the Americas  
New York, New York 10036  
May 14, 2004

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

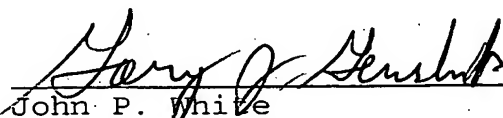
**EXPRESS MAIL CERTIFICATE OF MAILING**  
**FOR THE ABOVE-IDENTIFIED APPLICATION**

"Express Mail" mailing label number: ET 735 980 174 US  
Date of Deposit: May 14, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Printed Name: T. 1900A

Respectfully submitted,

  
John P. White  
Registration No. 28,678  
Gary J. Gershik  
Registration No. 39,992  
Attorneys for Applicants  
Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, New York 10036  
Tel. No. (212) 278-0400